

GENERAL, ADMINISTRATIVE, AND MISCELLANEOUS1-114. Approving Assistance Agreements with Federally Recognized Tribes for Programs to Manage Hazardous Waste and Underground Storage Tanks and for Leaking Underground Storage Tank Activities

1. **AUTHORITY.** To approve assistance agreements with federally recognized Indian tribes for the development and implementation of programs to manage hazardous waste pursuant to PL105-276 (112 Stat. 2461, 2499; 42 U.S.C. 6908a); for the development and implementation of programs to manage underground storage tanks pursuant to PL105-276 (112 Stat. 2461, 2499; 42 U.S.C. 6908a) and for other purposes authorized by annual appropriations acts; and for the same purposes as are set forth in Section 9003(h)(7) of the Resource Conservation and Recovery Act.
2. **TO WHOM DELEGATED.**
 - a. Director, Land, Chemical and Redevelopment Division.
 - b. Director, Enforcement and Compliance Assurance Division.
3. **LIMITATIONS.** The authority delegated to the ARA, OPRA, does not include research within the purview of the Office of Research and Development.
4. **REDELEGATION AUTHORITY.**
 - a. This authority may be redelegated to the branch chief level, or equivalent, and no further.
 - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.**
 - a. 40 C.F.R. Chapter 1, Subchapter B, which provides EPA's regulations on Grants and Other Federal Assistance.
 - b. 2 C.F.R. Part 200, OMB Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; and 2 C.F.R. Part 1500, EPA's adoption and supplementation of the OMB uniform award requirements.
 - c. Federal Grant and Cooperative Agreement Act of 1977, P.L. No. 95-224, as amended, 31 U.S.C. §6301 et seq.
 - d. EPA Order series 5700, which provides EPA policies regarding assistance agreements, and in particular EPA Order 5700.1, Policy for Distinguishing Between Assistance and Acquisition.

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- e. Delegation 1-14-A, Assistance Agreements, which delegates to the officials in the Mission Support Division the authority to take all necessary actions to award, obligate and de-obligate funds for, and administer fellowship, grant, cooperative and loan agreements, and to make any final determinations required by law or regulations, with eligible recipients.



Debra H. Thomas
Acting Regional Administrator



Date